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February 21, 2023

**VIA ECF**

The Honorable Michael A. Hammer, U.S.M.J.  
 United States District Court  
 King Fed. Bldg. & U.S. Courthouse  
 50 Walnut Street  
 Newark, NJ 07101

Re: *Supernus Pharmaceuticals, Inc. v. RiconPharma LLC, et al.*  
Civil Action No. 21-12133 (KM)(MAH) (consolidated)

Dear Judge Hammer:

This firm, together with Haug Partners LLP, represents Plaintiff Supernus Pharmaceuticals, Inc. in the above-referenced matter. We write jointly with Defendants to inform the Court that: (i) this case is proceeding according to the Court's Scheduling Order (ECF No. 123), and (ii) there are no discovery issues or other disputes either pending before the Court or ripe for consideration at this time. Accordingly, the parties respectfully request that the Court adjourn the February 23 status conference (ECF No. 109). The parties also jointly request a three-week extension of the deadlines in the operative Scheduling Order (ECF No. 123). Subject to the Court's approval, the parties have agreed to the following revised schedule:

<b><u>Event</u></b>	<b><u>Current Deadline (ECF No. 123)</u></b>	<b><u>Proposed Deadline</u></b>
Defendants to serve "Invalidity Contentions" and "Noninfringement Contentions" and corresponding disclosures (L. Pat. R. 3.6(c)-(f) for '960 Patent	February 23, 2023	March 16, 2023
Parties to simultaneously exchange a list of claim terms of the '960 Patent which that party contends should be construed by the Court (L. Pat. R. 4.1(a))	March 1, 2023	March 22, 2023

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Parties to simultaneously exchange “Preliminary Claim Constructions” and identification of supporting intrinsic and extrinsic evidence (L. Pat. R. 4.2(a)-(b)) for ’960 Patent	March 8, 2023	March 29, 2023
Parties to exchange identification of intrinsic and extrinsic evidence that each party intends to rely upon to oppose the other party’s proposed construction for ’960 Patent (L. Pat. R. 4.2(b)-(c))	March 21, 2023	April 11, 2023
Parties to file Joint Claim Construction and Prehearing Statement for ’960 Patent (L. Pat. R. 4.3)	March 28, 2023	April 18, 2023
Supernus to serve “Disclosure of Infringement Contentions” and “Responses to Invalidity Contentions” and corresponding documents (L. Pat. R. 3.6(g)-(i)) for ’960 Patent	April 14, 2023	May 5, 2023
Parties to file Opening <i>Markman</i> Submissions for ’960 Patent (L. Pat. R. 4.5(a))	April 21, 2023	May 12, 2023
Parties to file Responsive <i>Markman</i> Submissions for ’960 Patent (L. Pat. R. 4.5(c))	May 12, 2023	June 2, 2023
<i>Markman</i> Hearing for disputed claim terms of ’960 Patent	May/June 2023 (to be set by the Court)	June 2023 (to be set by the Court)
Close of fact discovery	June 19, 2023	July 10, 2023
Opening expert reports (for which the parties have the burden of proof)	August 11, 2023	September 1, 2023
Rebuttal expert reports	October 12, 2023	November 2, 2023
Reply expert reports	November 10, 2023	December 1, 2023
Completion of expert discovery	December 12, 2023	January 2, 2024
Joint Final Pretrial Order	January 11, 2024	February 1, 2024
Final Pretrial Conference	(To be set by the Court)	(To be set by the Court)
Trial	(To be set by the Court)	(To be set by the Court)
30-month stay expiration	As described in ECF No. 108.	

If the parties’ adjournment request and revised proposed schedule meet with the Court’s approval, we respectfully request that Your Honor sign the below form of endorsement and have it entered on the docket.

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Thank you for Your Honor's kind attention to this matter.

Respectfully yours,



William C. Baton

cc: All counsel (via email)

**The call scheduled for February 23, 2023 is adjourned to April 4, 2023 at 2:30 p.m. Counsel shall dial 1-888-684-8852 and enter access code 1456817# to join the call.**

**SO ORDERED.**

**s/ Michael A. Hammer**

**Hon. Michael A. Hammer, U.S.M.J.**

**DATED: 2/22/23**